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PART II—Section 3—Sub-section (ii)

प्राधिकार से प्रकाशित

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No. 578] NEW DELHI, WEDNESDAY, DECEMBER 20, 1967/AGRAHAYANA 29, 1889

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF COMMERCE

NOTIFICATION

New Delhi, the 20th December 1967

S.O. 4580.—Whereas the Central Government is of opinion that in exercise of the powers conferred by section 6 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963), the vacuum flask should be subject to inspection prior to export;

And whereas the Central Government has formulated the proposals specified below for the said purpose and has forwarded the same to the Export Inspection Council, as required by sub-rule (2) of rule 11 of the Export (Quality Control and Inspection) Rules, 1964,

Now, therefore, in pursuance of the said sub-rule, the Central Government publishes the said proposals for the information of the public likely to be affected thereby.

2. Notice is hereby given that any person desiring to forward any objections or suggestions with respect to the said proposals may forward the same within thirty days of the date of publication of this notification in the Official Gazette to the Export Inspection Council, 'World Trade Centre', 14/1-B, Ezra Street (7th floor), Calcutta-1.

Proposals

(1) to notify that vacuum flask shall be subject to inspection prior to export;

(2) to specify the type of inspection in accordance with the draft Export of Vacuum Flasks (Inspection) Rules, 1967, set out in Annexure I to this notification as the type of inspection which would be applied to such vacuum flasks;

(3) to recognise:

- (a) the specifications for vacuum flasks as set out in Annexure II to this notification,
- (b) specifications, as declared by the exporter to be the agreed specifications in the export contract, provided that such specifications do not fall below the minimum prescribed in the said Annexure II, as the standard specifications for vacuum flasks;

(4) to prohibit the export, in the course of international trade, of such vacuum flasks unless the same are accompanied by a certificate issued by an agency recognised by the Central Government under section 7 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963) to the effect that vacuum flasks conform to the aforesaid specifications.

3. Nothing in this notification shall apply to the export by land, sea or air of samples of vacuum flasks aforesaid to prospective buyers.

4. In this notification Vacuum Flasks shall mean—

- (1) any container with moulded glass inners with other components for keeping the liquids either in hot or in cold condition for a considerable period of time, or,
- (2) refills meant for the said Vacuum Flasks.

ANNEXURE I

Draft rules proposed to be made under section 17 of the Export (Quality Control and Inspection) Act, 1963.

1. **Short title and commencement.**—(1) These rules may be called the Export of Vacuum Flasks (Inspection) Rules, 1967.

(2) They shall come into force on—

2. **Definition.**—In these rules, unless the context otherwise requires—

(a) “Agency” means any one of the Export Inspection Agencies established by the Central Government at Calcutta, Bombay, Delhi, Madras and Cochin under section 7 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963).

(b) Vacuum Flasks shall mean (1) any container with moulded glass inners with other components for keeping the liquids either in hot or in cold condition for a considerable period of time, or (2) refills meant for the said Vacuum Flasks.

3. **Basls of Inspection.**—Inspection of vocuum flasks for export shall be carried out with a view to seeing that the vacuum flasks conform to the specifications recognised by the Central Government under section 6 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963).

4. **Procedure of Inspection.**—(1) An exporter intending to export vacuum flasks shall give intimation in writing of his intention so to do and submit along with such intimation, a declaration of the specifications stipulated in the contract relating to such export, to any one of the inspection agencies (hereinafter referred to as the Agency) recognised under section 7 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963), to unale it to carry out the inspection in accordance with rule 3.

(2) In case the specifications stipulated in the export contract are in the form of a sample, approved by the buyer, the exporter shall submit accordingly a declaration along with the approved sample and its characteristics to the Agency.

(3) Every intimation and declaration under sub-rule (1) or the sample declared under sub-rule (2) shall be given not less than seven days before the expected date of shipment.

(4) On the receipt of the intimation and declaration under sub-rule (3), the Agency shall inspect the consignment of vacuum flasks with a view to seeing that the same conforms to the specifications recognised under section 6 of the Export (Quality Control and Inspection) Act, 1963.

(5) If after inspection, the Agency is satisfied that the consignment of vacuum flasks to be exported, complies with the requirements of rule 3, it shall, within seven days of the receipt of intimation and declaration under sub-rule (3), issue a certificate to the exporter declaring the consignment as conforming to the recognised specifications.

5. **Place of inspection.**—Every inspection under these rules shall be carried out either—

- (a) at the premises of the manufacturer of such products, or
- (b) at the premises at which the goods are offered by the exporter provided adequate facilities for the purpose exist therein.

6. **Inspection Fee.**—Subject to a minimum of Rs. 50/- for each consignment, a fee at the rate of 30 paise for every one hundred rupees of invoice value of each such consignment shall be paid as inspection fee under these rules.

7. **Appeal.**—(1) Any person aggrieved by the refusal of the Agency to issue a certificate under sub-rule (5) of rule 4 may, within ten days of receipt of communication of such refusal by him, prefer an appeal to a panel of experts consisting of not less than three persons, appointed for the purpose by the Central Government.

(2) The quorum for the panel shall be three.

(3) The decisions of the panel on such appeal shall be final.

ANNEXURE II

Specification for Vacuum Flask

A. Specification for Refills

1. The size, shape and the capacity of the vacuum flasks/refills shall be as agreed to between the buyer and the seller.

2. The refills shall be made of well annealed glass and shall have smooth surface.

3. The silvering shall be uniform and free from flask.

4. The spacers, if any, shall not be loose.

5. The thermal shock resistance of the refills shall be considered adequate if the refill suffers no damage when subject to the following test: Pour water at $27^{\circ} \pm 2^{\circ}\text{C}$ up to the neck of the refill and allow to stand for 3 minutes. Empty the refill and pour water at $27^{\circ} \pm 2^{\circ}\text{C}$ immediately. The time for pouring water in and out shall not exceed 15 seconds.

6. **Heat Retention capacity.**—The temperature of water heated to 95°C and when kept in refills for 1 hour and 24 hours respectively shall not be less than those indicated below:

Types of refill	Temperature attained, "not less stipulated below	
	After one hour test	After twentyfour hours test
Narrow mouth (Internal mouth diameter upto 45mm)	91°C	55°C
Wide mouth (Internal mouth diameter above 45 mm)	91°C	42°C

7. Unless otherwise specified by the buyer, the nominal capacity of narrow mouth refills for vacuum flasks shall be 500 ml and 1000 ml. The corresponding brimful capacity shall be $520 \text{ ml} \pm 5$ per cent and $1060 \text{ ml} \pm 3$ per cent respectively.

8. The capacity of wide mouth refills shall be as agreed to between the purchaser and the seller.

B. Specification for the other components of vacuum flasks.

1. The components shall mean the body, ring and bottom.

2. The diameter and the size of the components shall be as agreed to between the buyer and the seller.

3. The thickness of the tinplate shall in no case be less than 0.28 mm.

4. (1) The ring and bottom shall be lacquered on both sides, and the body should be lacquered inside only, to protect against corrosion.

(2) The body should be suitably varnished to protect the decoration against transit scratches.

5. There shall be no scratches in the decoration.
6. The plastic supporters provided should successfully withstand the strain and pressure of glass refill and resist inadvertant shocks.
7. The neck girdles and shoulders shall be shock-absorbing to resist accidental knocks or falls.
8. (1) The stopper both 'push-in' type and 'screw-on' type should fit snugly in the neck of the container so that it shall be air-tight and leak-proof.
(2) The 'push-in' type stopper shall not pop-out with steam pressure.
9. The base of vacuum flasks shall be stable so as to prevent tipping.
10. The plastic components shall have no toxic effect on food products.
11. The components shall be capable of being easily washed and cleaned, so that no material after use might adhere to such parts.

[No. 60(40)Exp. Insp./67.]

A. C. BANERJEE, Jt. Secy.